Application No. 10/722,589 Docket No.: 06727/100J782-US5
Amendment dated June 21, 2007

Reply to Office Action of January 5, 2007

AMENDMENTS TO THE CLAIMS

1-34. (canceled)

35. (previously presented) Apparatus for treating a condition of a subject, comprising:

an electrode device, configured to be coupled to longitudinal nervous tissue of the subject; and

a control unit, configured to drive the electrode device to apply to the nervous tissue a current which

is capable of inducing first orthodromic action potentials that propagate in the nervous tissue in a

first direction, so as to treat the condition, and configured to suppress second action potentials from

propagating in the nervous tissue in a second direction opposite to the first direction,

wherein the control unit is configured to repeatedly, during a series of temporally non-contiguous

periods, induce the first orthodromic action potentials and suppress the second action potentials, and

wherein the control unit is configured to substantially withhold, during respective times between the

non-contiguous periods, the inducing of the first orthodromic action potentials and the suppressing

of the second action potentials.

36. (previously presented) Apparatus according to claim 35, wherein the control unit is configured

to drive the electrode device to configure the current to induce the first orthodromic action

potentials to propagate in the nervous tissue in an afferent direction with respect to a central nervous

system of the subject, so as to treat the condition.

37. (previously presented) Apparatus according to claim 35, wherein the control unit is configured

to drive the electrode device to configure the current to induce the first orthodromic action

potentials to propagate in the nervous tissue in an efferent direction with respect to a central nervous

system of the subject, so as to treat the condition.

Application No. 10/722,589 Docket No.: 06727/100J782-US5

Amendment dated June 21, 2007

Reply to Office Action of January 5, 2007

38. (previously presented) Apparatus according to claim 36, wherein the longitudinal tissue includes

a vagus nerve of the subject, and wherein the electrode device is configured to be coupled to the

vagus nerve of the subject.

39. (previously presented) Apparatus according to claim 35, wherein the control unit is configured

to: (a) drive the electrode device to apply the current, and (b) suppress the second action potentials,

at substantially the same time.

40. (original) Apparatus according to claim 35, wherein the control unit is adapted to configure the

current to be capable of treating an involuntary movement disorder of the subject.

41. (previously presented) Apparatus according to claim 35, wherein the control unit is configured

to regulate the suppressing of the second action potentials so as to inhibit an undesired response of a

central nervous system of the subject generated responsive to the electrode device applying the

current to the nervous tissue.

42. (previously presented) Apparatus according to claim 35, wherein the control unit is configured

to regulate the suppressing of the second action potentials so as to inhibit an undesired sensation

generated responsive to the electrode device applying the current to the nervous tissue.

43. (previously presented) Apparatus according to claim 35, wherein the control unit is configured

to regulate the suppressing of the second action potentials so as to suppress second action potentials

induced responsive to the electrode device applying the current.

44. (original) Apparatus according to claim 35, wherein the control unit is adapted to configure the

current so as to be capable of treating a sleep disorder of the subject.

Application No. 10/722,589

Amendment dated June 21, 2007

Reply to Office Action of January 5, 2007

45. (original) Apparatus according to claim 35, wherein the control unit is adapted to configure the

current so as to be capable of treating a gastrointestinal motility disorder of the subject.

46. (original) Apparatus according to claim 35, wherein the control unit is adapted to configure the

current so as to be capable of treating an eating disorder of the subject.

47. (original) Apparatus according to claim 35, wherein the control unit is adapted to configure the

current so as to be capable of treating obesity of the subject.

48. (original) Apparatus according to claim 35, wherein the control unit is adapted to configure the

current so as to be capable of treating anorexia of the subject.

49. (original) Apparatus according to claim 35, wherein the control unit is adapted to configure the

current so as to be capable of treating a gastrointestinal tract disorder of the subject.

50. (original) Apparatus according to claim 35, wherein the control unit is adapted to configure the

current so as to be capable of treating hypertension of the subject.

51. (original) Apparatus according to claim 35, wherein the control unit is adapted to configure the

current so as to be capable of treating coma of the subject.

52. (original) Apparatus according to claim 35, wherein the control unit is adapted to configure the

current so as to be capable of treating epilepsy of the subject.

53. (previously presented) Apparatus according to claim 35, wherein the longitudinal tissue includes

a vagus nerve of the subject, and wherein the electrode device is configured to be coupled to the

vagus nerve of the subject, and wherein the control unit is configured to: (a) configure the current so

Application No. 10/722,589 Amendment dated June 21, 2007

Reply to Office Action of January 5, 2007

as to be capable of treating epilepsy of the subject, and (b) suppress second action potentials that

interfere with an ability of the subject to speak.

54. (previously presented) Apparatus according to claim 35, wherein the longitudinal tissue includes

a vagus nerve of the subject, and wherein the electrode device is adapted to be coupled to the vagus

nerve of the subject, and wherein the control unit is adapted to configure the current so as to be

capable of inducing constriction of a lower esophageal sphincter of the subject.

55. (canceled)

56. (previously presented) Apparatus according to claim 35, wherein the electrode device is

configured to be coupled to longitudinal nervous tissue of a central nervous system of the subject.

57. (previously presented) Apparatus according to claim 35, wherein the electrode device is

configured to be coupled to nervous tissue of a peripheral nervous system of the subject.

58. (previously presented) Apparatus according to claim 35, wherein the control unit is configured

to identify an action potential conduction velocity, and, in suppressing the second action potentials,

to suppress second action potentials characterized by the identified conduction velocity.

59. (previously presented) Apparatus according to claim 58, wherein the control unit is configured

to withhold suppression of second action potentials having a conduction velocity substantially

different from the identified conduction velocity.

60. (previously presented) Apparatus according to claim 35, wherein the control unit is configured

to regulate the suppressing of the second action potentials so as to inhibit an undesired effector

action responsive to driving the electrode device to apply the current to the nervous tissue.

Application No. 10/722,589 Amendment dated June 21, 2007

Reply to Office Action of January 5, 2007

61. (previously presented) Apparatus according to claim 60, wherein the control unit is configured

to suppress second action potentials that induce increased acid secretion in a gastrointestinal tract of

the subject.

62. (previously presented) Apparatus according to claim 60, wherein the control unit is configured

to suppress second action potentials that induce muscular contraction.

63. (previously presented) Apparatus according to claim 60, wherein the control unit is configured

to suppress second action potentials that induce bradycardia.

64. (previously presented) Apparatus according to claim 35, wherein the control unit is configured

to drive the electrode device to apply an electric field to the nervous tissue configured to suppress

the second action potentials.

65. (original) Apparatus according to claim 64, wherein the electrode device comprises a plurality

of electrode devices, adapted to be coupled to the nervous tissue at respective longitudinal sites

thereof.

66. (original) Apparatus according to claim 65, wherein the control unit is adapted to drive the

plurality of electrode devices to apply a respective plurality of electric fields to the nervous tissue, at

different respective times.

67. (original) Apparatus according to claim 65, wherein two of the plurality of electrode devices are

adapted to be coupled at adjacent ones of the sites that are separated by at least about 2 mm.

68. (original) Apparatus according to claim 65, wherein two of the plurality of electrode devices are

adapted to be coupled at adjacent ones of the sites that are separated by less than about 4 mm.

Application No. 10/722,589 Amendment dated June 21, 2007

Reply to Office Action of January 5, 2007

69. (original) Apparatus according to claim 35, and comprising a sensor adapted to sense an

indication of a presence of the condition and to generate a sensor signal responsive thereto, wherein

the control unit is adapted to drive the electrode device responsive to the sensor signal.

70. (original) Apparatus according to claim 35, wherein the control unit is adapted to receive an

input from the subject and to drive the electrode device responsive to the input.

71-72. (canceled)

73. (previously presented) Apparatus according to claim 69, wherein the sensor is configured to

sense the indication by sensing at least one physiological parameter of the subject selected from the

group consisting of: electroencephalographic (EEG) waves, respiration changes, heart rate changes,

an aura, and a motor effect.

74. (previously presented) Apparatus according to claim 69, wherein the condition includes a

gastrointestinal motility disorder of the subject, and wherein the sensor is configured to sense the

indication by sensing at least one physiological parameter of the subject selected from the group

consisting of: a pattern of contractions of a portion of a gastrointestinal tract of the subject, and

digestion by the subject.

75. (previously presented) Apparatus according to claim 69, wherein the condition includes a sleep

disorder of the subject, and wherein the sensor is configured to sense the indication by sensing at

least one physiological parameter of the subject selected from the group consisting of: a respiration

pattern of the subject indicative of wakefulness during normal nocturnal hours, abdominal

impedance changes associated with respiration by the subject indicative of the sleep disorder, a

sustained abnormal period of cessation of respiration of the subject, respiration typically associated

with a state of sleeplessness of the subject, electroencephalographic (EEG) activity of the subject, a

Application No. 10/722,589 Amendment dated June 21, 2007 Reply to Office Action of January 5, 2007

sudden uncontrolled nodding of the head of the subject, abdominal impedance of the subject, and eye movement of the subject.

76. (previously presented) Apparatus according to claim 69, wherein the indication includes swallowing by the subject, and wherein the sensor comprises one or more electrodes configured to be implanted in a vicinity of an esophagus of the subject, and to detect the swallowing.

77 (previously presented) Apparatus according to claim 69, wherein the condition includes an eating disorder of the subject, and wherein the indication includes a quantity of food consumed by the subject in a predetermined period of time, and wherein the sensor is configured to sense the quantity.

78. (previously presented) Apparatus according to claim 69, wherein the condition includes an eating disorder of the subject, and wherein the indication includes an amount of food in a stomach of the subject, and wherein the sensor comprises one or more electrodes configured to be secured to an outer wall of the stomach, and to sense the amount of the food in the stomach.

- 79. (previously presented) Apparatus according to claim 69, wherein the sensor is configured to sense the indication by sensing electroencephalographic (EEG) activity of the subject.
- 80. (previously presented) Apparatus according to claim 69, wherein the sensor is configured to sense the indication by sensing blood pressure of the subject.
- 81. (previously presented) Apparatus according to claim 37, wherein the longitudinal tissue includes a vagus nerve of the subject, and wherein the electrode device is configured to be coupled to the vagus nerve of the subject.

Application No. 10/722,589 Amendment dated June 21, 2007 Reply to Office Action of January 5, 2007

- 82. (previously presented) Apparatus according to claim 35, wherein the control unit is adapted to configure the current so as to be capable of treating migraine headache of the subject.
- 83. (previously presented) Apparatus according to claim 35, wherein the control unit is adapted to configure the current so as to be capable of treating depression of the subject.
- 84. (previously presented) Apparatus according to claim 35, wherein the control unit is adapted to configure the current so as to be capable of treating tremor of the subject.
- 85. (previously presented) Apparatus according to claim 35, wherein the control unit is adapted to configure the current so as to be capable of treating Parkinson's disease of the subject.
- 86. (previously presented) Apparatus according to claim 35, wherein the control unit is adapted to configure the current so as to be capable of treating stroke of the subject.
- 87. (previously presented) Apparatus for treating a condition of a subject, comprising:

 an electrode device, configured to be coupled to longitudinal nervous tissue of the subject;
 a sensor, configured to sense an indication of a presence of the condition and to generate a
 sensor signal responsive thereto; and

a control unit, configured to receive the sensor signal, and, responsive thereto, to drive the electrode device to:

apply to the nervous tissue a current which is capable of inducing first orthodromic action potentials that propagate in the nervous tissue in a first direction, so as to treat the condition, and suppress second action potentials from propagating in the nervous tissue in a second direction opposite the first direction.

88. (previously presented) Apparatus according to claim 87, wherein the control unit is configured to drive the electrode device to configure the current to induce the first orthodromic action

Application No. 10/722,589
Amendment dated June 21, 2007
Parally to Office Action of Japanese 5, 2007

Reply to Office Action of January 5, 2007

potentials to propagate in the nervous tissue in an afferent direction with respect to a central nervous

system of the subject, so as to treat the condition.

89. (previously presented) Apparatus according to claim 88, wherein the longitudinal tissue includes

a vagus nerve of the subject, and wherein the electrode device is configured to be coupled to

the vagus nerve.

90. (previously presented) Apparatus according to claim 87, wherein the control unit is configured

to drive the electrode device to configure the current to induce the first orthodromic action

potentials to propagate in the nervous tissue in an efferent direction with respect to a central nervous

system of the subject, so as to treat the condition.

91. (previously presented) Apparatus according to claim 90, wherein the longitudinal tissue includes

a vagus nerve of the subject, and wherein the electrode device is configured to be coupled to the

vagus nerve.

92. (previously presented) Apparatus according to claim 87, wherein the control unit is configured

to: (a) drive the electrode device to apply the current, and (b) suppress the second action potentials,

at substantially the same time.

93. (previously presented) Apparatus according to claim 87, wherein the control unit is configured

to regulate the suppressing of the second action potentials so as to inhibit an undesired response of a

central nervous system of the subject generated responsive to the electrode device applying the

current to the nervous tissue.

94. (previously presented) Apparatus according to claim 87, wherein the control unit is configured

to regulate the suppressing of the second action potentials so as to inhibit an undesired sensation

generated responsive to the electrode device applying the current to the nervous tissue.

Application No. 10/722,589 Amendment dated June 21, 2007 Reply to Office Action of January 5, 2007

95. (previously presented) Apparatus according to claim 87, wherein the control unit is configured

to regulate the suppressing of the second action potentials so as to suppress second action potentials

induced responsive to the electrode device applying the current.

96. (previously presented) Apparatus according to claim 87, wherein the condition is selected from

the group consisting of: an involuntary movement disorder of the subject, a gastrointestinal motility

disorder of the subject, an eating disorder of the subject, obesity of the subject, anorexia of the

subject, a gastrointestinal tract disorder of the subject, hypertension of the subject, coma of the

subject, and epilepsy of the subject, and wherein the control unit is configured to configure the

current so as to be capable of treating the selected condition.

97. (previously presented) Apparatus according to claim 87, wherein the condition is selected from

the group consisting of: Parkinson's disease, and tremor, and wherein the control unit is configured

to configure the current so as to be capable of treating the selected condition.

98. (previously presented) Apparatus according to claim 87, wherein the longitudinal tissue includes

a vagus nerve of the subject, wherein the electrode device is configured to be coupled to the vagus

nerve, and wherein the control unit is configured to: (a) configure the current so as to be capable of

treating epilepsy of the subject, and (b) suppress second action potentials that interfere with an

ability of the subject to speak.

99. (previously presented) Apparatus according to claim 87, wherein the longitudinal tissue includes

a vagus nerve of the subject, wherein the electrode device is configured to be coupled to the vagus

nerve, and wherein the control unit is configured to configure the current so as to be capable of

inducing constriction of a lower esophageal sphincter of the subject.

Application No. 10/722,589 Amendment dated June 21, 2007

Reply to Office Action of January 5, 2007

100. (previously presented) Apparatus according to claim 87, wherein the longitudinal tissue is

selected from the group consisting of: longitudinal nervous tissue of a central nervous system of the

subject, and longitudinal nervous tissue of a peripheral nervous system of the subject, and wherein

the electrode device is configured to be coupled to the selected tissue.

101. (previously presented) Apparatus according to claim 87, wherein the control unit is configured

to regulate the suppressing of the second action potentials from propagating in the second direction

so as to inhibit an undesired effector action responsive to driving the electrode device to apply the

current to the nervous tissue.

102. (previously presented) Apparatus according to claim 87, wherein the sensor is configured to

sense the indication by sensing at least one physiological parameter of the subject selected from the

group consisting of: electroencephalographic (EEG) waves, respiration changes, heart rate changes,

an aura, and a motor effect.

103. (previously presented) Apparatus according to claim 87, wherein the condition includes a

gastrointestinal motility disorder of the subject, and wherein the sensor is configured to sense the

indication by sensing at least one physiological parameter of the subject selected from the group

consisting of: a pattern of contractions of a portion of a gastrointestinal tract of the subject, and

digestion by the subject.

104. (previously presented) Apparatus according to claim 87, wherein the condition includes a sleep

disorder of the subject, and wherein the sensor is configured to sense the indication by sensing at

least one physiological parameter of the subject selected from the group consisting of: a respiration

pattern of the subject indicative of wakefulness during normal nocturnal hours, abdominal

impedance changes associated with respiration by the subject indicative of the sleep disorder, a

sustained abnormal period of cessation of respiration of the subject, respiration typically associated

with a state of sleeplessness of the subject, electroencephalographic (EEG) activity of the subject, a

Application No. 10/722,589
Amendment dated June 21, 2007

Reply to Office Action of January 5, 2007

sudden uncontrolled nodding of the head of the subject, abdominal impedance of the subject, and

eye movement of the subject.

105. (previously presented) Apparatus according to claim 87, wherein the indication includes

swallowing by the subject, and wherein the sensor comprises one or more electrodes configured to

be implanted in a vicinity of an esophagus of the subject, and to detect the swallowing.

106. (previously presented) Apparatus according to claim 87, wherein the condition includes an

eating disorder of the subject, and wherein the indication includes a quantity of food consumed by

the subject in a predetermined period of time, and wherein the sensor is configured to sense the

quantity.

107. (previously presented) Apparatus according to claim 87, wherein the condition includes an

eating disorder of the subject, and wherein the indication includes an amount of food in a stomach

of the subject, and wherein the sensor comprises one or more electrodes configured to be secured to

an outer wall of the stomach, and to sense the amount of the food in the stomach.

108. (previously presented) Apparatus according to claim 87, wherein the sensor is configured to

sense the indication by sensing blood pressure of the subject.

109. (previously presented) Apparatus according to claim 87, wherein the control unit is configured

to drive the electrode device to apply an electric field to the nervous tissue configured to suppress

the second action potentials.

110. (previously presented) Apparatus according to claim 109, wherein the electrode device

comprises a plurality of electrode devices, configured to be coupled to the nervous tissue at

respective longitudinal sites thereof.

Application No. 10/722,589 Amendment dated June 21, 2007 Reply to Office Action of January 5, 2007

111. (currently amended) A method for treating a condition of a subject, comprising:

driving a current into longitudinal nervous tissue of the subject having a first set of fibers and a second set of fibers, the first set of fibers having diameters generally different from diameters of the second set of fibers;

configuring the current to induce, in the first set of fibers, <u>first</u> orthodromic action potentials that propagate in the nervous tissue in <u>a first</u> an orthodromic direction, so as to treat the condition, while substantially not inducing, in the second set of fibers, action potentials that propagate in the first orthodromic direction; and

suppressing <u>second</u> antidromic action potentials from propagating in the nervous tissue in <u>a</u> second direction opposite to the first direction an antidromic direction.

112. (previously presented) A method according to claim 111, wherein configuring the current comprises configuring the current to induce the first orthodromic action potentials to propagate in the first set of fibers in an afferent direction with respect to a central nervous system of the subject.

113. (previously presented) A method according to claim 111, wherein configuring the current comprises configuring the current to induce the first orthodromic action potentials to propagate in the first set of fibers in an efferent direction with respect to a central nervous system of the subject.

114. (previously presented) A method according to claim 111, wherein the longitudinal nervous tissue includes a vagus nerve of the subject, and wherein driving the current comprises driving the current into the vagus nerve.

115. (previously presented) A method according to claim 111, wherein the condition is selected from the group consisting of: an involuntary movement disorder of the subject, a gastrointestinal motility disorder of the subject, an eating disorder of the subject, obesity of the subject, anorexia of the subject, a gastrointestinal tract disorder of the subject, hypertension of the subject, coma of the

Application No. 10/722,589 Amendment dated June 21, 2007

Reply to Office Action of January 5, 2007

subject, and epilepsy of the subject, and wherein driving the current comprises configuring the

current to be capable of treating the selected condition of the subject.

116. (previously presented) A method according to claim 111, wherein suppressing the second

action potentials comprises suppressing the second action potentials repeatedly, during a series of

temporally non-contiguous action potential suppression periods, and wherein the method comprises

substantially withholding the suppressing of the second action potentials between the action

potential suppression periods.

117. (previously presented) A method according to claim 111, and comprising sensing an indication

of a presence of the condition, wherein driving the current comprises driving the current responsive

to sensing the indication.

118. (previously presented) A method according to claim 111, wherein suppressing the second

action potentials comprises identifying an action potential conduction velocity and suppressing

second action potentials characterized by the identified conduction velocity.

119. (previously presented) A method according to claim 118, wherein the method comprises

withholding suppression of an action potential traveling in the second direction having a conduction

velocity substantially different from the identified conduction velocity.

120. (previously presented) A method according to claim 111, wherein the condition is selected

from the group consisting of: migraine headache, depression, tremor, Parkinson's disease, and

stroke, and wherein the control unit is adapted to configure the current so as to be capable of

treating the selected condition of the subject.

121. (currently amended) A method for treating a condition of a subject, comprising:

sensing an indication of a presence of the condition;

Application No. 10/722,589 Docket No.: 06727/100J782-US5

Amendment dated June 21, 2007

Reply to Office Action of January 5, 2007

responsive to sensing the indication, driving into a vagus nerve of the subject a current which is capable of inducing first orthodromic action potentials that propagate in the vagus nerve in

a first an orthodromic direction, so as to treat the condition; and

suppressing second antidromic action potentials from propagating in the vagus nerve in a

second direction opposite to the first direction an antidromic direction.

122. (currently amended) A method according to claim 121, wherein driving the current comprises

configuring the current to induce the <u>first</u> orthodromic action potentials to propagate in the vagus

nerve in an afferent direction with respect to a central nervous system of the subject.

123. (currently amended) A method according to claim 121, wherein driving the current comprises

configuring the current to induce the <u>first</u> orthodromic action potentials to propagate in the vagus

nerve in an efferent direction with respect to a central nervous system of the subject.

124. (previously presented) A method according to claim 121, wherein the condition is selected

from the group consisting of: an involuntary movement disorder of the subject, a gastrointestinal

motility disorder of the subject, an eating disorder of the subject, obesity of the subject, anorexia of

the subject, a gastrointestinal tract disorder of the subject, hypertension of the subject, coma of the

subject, and epilepsy of the subject, and wherein driving the current comprises configuring the

current to be capable of treating the selected condition of the subject.

125. (currently amended) A method according to claim 121, wherein suppressing the second

antidromic action potentials comprises suppressing the second antidromic action potentials

repeatedly, during a series of temporally non-contiguous action potential suppression periods, and

wherein the method comprises substantially withholding the suppressing of the second antidromic

action potentials between the action potential suppression periods.

Application No. 10/722,589 Amendment dated June 21, 2007 Reply to Office Action of January 5, 2007

126. (previously presented) A method according to claim 121, wherein the condition is selected from the group consisting of: Parkinson's disease, migraine headache, and tremor, and wherein driving the current comprises configuring the current to be capable of treating the selected condition of the subject.

127. (previously presented) A method according to claim 121, wherein sensing the indication comprises sensing at least one physiological parameter of the subject selected from the group consisting of: electroencephalographic (EEG) waves, respiration changes, heart rate changes, an aura, and a motor effect.

128. (previously presented) A method according to claim 121, wherein the condition includes a gastrointestinal motility disorder of the subject, and sensing the indication comprises sensing at least one physiological parameter of the subject selected from the group consisting of: a pattern of contractions of a portion of a gastrointestinal tract of the subject, and digestion by the subject.

129. (previously presented) A method according to claim 121, wherein the condition includes a sleep disorder of the subject, and wherein sensing the indication comprises sensing at least one physiological parameter of the subject selected from the group consisting of: a respiration pattern of the subject indicative of wakefulness during normal nocturnal hours, abdominal impedance changes associated with respiration by the subject indicative of the sleep disorder, a sustained abnormal period of cessation of respiration of the subject, respiration typically associated with a state of sleeplessness of the subject, electroencephalographic (EEG) activity of the subject, a sudden uncontrolled nodding of the head of the subject, abdominal impedance of the subject, and eye movement of the subject.

130. (previously presented) A method according to claim 121, wherein sensing the indication comprises sensing swallowing by the subject.

Application No. 10/722,589
Amendment dated June 21, 2007

Reply to Office Action of January 5, 2007

131. (previously presented) A method according to claim 121, wherein the condition includes an

eating disorder of the subject, and wherein sensing the indication comprises sensing a quantity of

food consumed by the subject in a predetermined period of time.

132. (previously presented) A method according to claim 121, wherein the condition includes an

eating disorder of the subject, and wherein sensing the indication comprises sensing an amount of

food in a stomach of the subject.

133. (previously presented) A method according to claim 121, wherein sensing the indication

comprises sensing electroencephalographic (EEG) activity of the subject.

134. (previously presented) A method according to claim 121, wherein sensing the indication

comprises sensing blood pressure of the subject.